

## HUMAN SERVICES DEPARTMENT[441]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 234.6, the Department of Human Services hereby gives Notice of Intended Action to amend Chapter 170, “Child Care Services,” Iowa Administrative Code.

These proposed amendments change subrule 170.4(2), specifically, the Child Care Assistance (CCA) fee chart, to be in compliance with new federal poverty levels (FPL). These amendments also update rules regarding job search for new applicants to allow three months of job searching instead of one month. In addition, these amendments revise a minor technical error and update rule cross references.

Any interested person may make written comments on the proposed amendments on or before April 4, 2017. Comments should be directed to Harry Rossander, Bureau of Policy Coordination, Department of Human Services, Hoover State Office Building, Fifth Floor, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by e-mail to [policyanalysis@dhs.state.ia.us](mailto:policyanalysis@dhs.state.ia.us).

These amendments do not provide for waivers in specified situations because requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 234.6.

The following amendments are proposed.

ITEM 1. Amend subparagraph **170.2(2)“b”(5)** as follows:

(5) The parent is looking for employment. Child care for job search hours shall be limited to only those hours the parent is actually looking for employment, including travel time. Job search shall be limited to a maximum of 90 consecutive calendar days.

1. ~~For applicants, a job search plan shall be approved by the department and be limited to a maximum of 30~~ job search shall be approved for a maximum of 90 consecutive calendar days ~~in a 12-month period.~~ ~~EXCEPTION: Additional job search hours may be paid for PROMISE JOBS participants if approved by the PROMISE JOBS worker.~~ If the parent has not started employment within 90 days, assistance shall be canceled.

2. For ongoing participants, job search shall be limited to a maximum of 90 consecutive calendar days and will be treated the same as a temporary lapse in need as described at 170.2(2) “b”(9) and (10).

ITEM 2. Amend subparagraph **170.2(2)“b”(10)** as follows:

(10) Family eligibility shall be canceled if the lapse in need is not temporary because the ~~family~~ eligibility lapse will continue for more than 3 consecutive months.

ITEM 3. Amend paragraph **170.3(5)“d”** as follows:

d. Families who apply for child care assistance because the parent is seeking employment are not subject to review requirements because eligibility is limited to ~~30~~ 90 consecutive calendar days. This waiver of the review requirement applies only when the parent who is seeking employment does not have another need for service.

ITEM 4. Amend subparagraph **170.4(2)“a”(1)** as follows:

(1) The fee schedule shown in the following table is effective for eligibility determinations made on or after July 1, ~~2016~~ 2017:

| Level | Monthly Income According to Family Size |         |         |         |         |         |         |         |         |         |         |         |         | Unit Fee Based on<br>Number of Children<br>in Care |        |              |
|-------|---|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|--|--------|--------------|
|       | 1                                       | 2       | 3       | 4       | 5       | 6       | 7       | 8       | 9       | 10      | 11      | 12      | 13+     | 1  | 2      | 3 or<br>more |
| A     | \$941                                   | \$1,268 | \$1,596 | \$1,924 | \$2,252 | \$2,579 | \$2,908 | \$3,238 | \$3,567 | \$3,896 | \$4,226 | \$4,555 | \$4,884 | \$0.00   | \$0.00 | \$0.00       |
|       | \$955                                   | \$1,286 | \$1,617 | \$1,948 | \$2,279 | \$2,610 | \$2,940 | \$3,272 | \$3,602 | \$3,933 | \$4,265 | \$4,595 | \$4,926 |  |        |              |
| B     | \$990                                   | \$1,335 | \$1,680 | \$2,025 | \$2,370 | \$2,715 | \$3,061 | \$3,408 | \$3,755 | \$4,101 | \$4,448 | \$4,795 | \$5,141 | \$0.20   | \$0.45 | \$0.70       |
|       | \$1005                                  | \$1,354 | \$1,702 | \$2,050 | \$2,399 | \$2,747 | \$3,095 | \$3,444 | \$3,792 | \$4,140 | \$4,489 | \$4,837 | \$5,185 |  |        |              |
| C     | \$1,018                                 | \$1,372 | \$1,727 | \$2,082 | \$2,436 | \$2,791 | \$3,147 | \$3,503 | \$3,860 | \$4,216 | \$4,573 | \$4,929 | \$5,285 | \$0.45   | \$0.70 | \$0.95       |
|       | \$1,033                                 | \$1,392 | \$1,750 | \$2,107 | \$2,466 | \$2,824 | \$3,182 | \$3,540 | \$3,898 | \$4,256 | \$4,615 | \$4,972 | \$5,330 |  |        |              |
| D     | \$1,045                                 | \$1,410 | \$1,774 | \$2,138 | \$2,503 | \$2,867 | \$3,232 | \$3,599 | \$3,965 | \$4,331 | \$4,697 | \$5,064 | \$5,429 | \$0.70   | \$0.95 | \$1.20       |
|       | \$1,061                                 | \$1,430 | \$1,797 | \$2,165 | \$2,533 | \$2,901 | \$3,268 | \$3,637 | \$4,004 | \$4,372 | \$4,740 | \$5,108 | \$5,475 |  |        |              |
| E     | \$1,075                                 | \$1,449 | \$1,824 | \$2,198 | \$2,573 | \$2,947 | \$3,323 | \$3,700 | \$4,076 | \$4,452 | \$4,829 | \$5,205 | \$5,581 | \$0.95   | \$1.20 | \$1.45       |
|       | \$1,091                                 | \$1,470 | \$1,848 | \$2,225 | \$2,604 | \$2,982 | \$3,360 | \$3,739 | \$4,116 | \$4,494 | \$4,873 | \$5,251 | \$5,629 |  |        |              |
| F     | \$1,104                                 | \$1,489 | \$1,873 | \$2,258 | \$2,643 | \$3,028 | \$3,413 | \$3,800 | \$4,187 | \$4,573 | \$4,960 | \$5,347 | \$5,733 | \$1.20   | \$1.45 | \$1.70       |
|       | \$1,121                                 | \$1,510 | \$1,898 | \$2,286 | \$2,675 | \$3,063 | \$3,451 | \$3,841 | \$4,229 | \$4,617 | \$5,006 | \$5,394 | \$5,782 |  |        |              |
| G     | \$1,135                                 | \$1,530 | \$1,926 | \$2,321 | \$2,717 | \$3,112 | \$3,509 | \$3,907 | \$4,305 | \$4,701 | \$5,099 | \$5,497 | \$5,893 | \$1.45   | \$1.70 | \$1.95       |
|       | \$1,152                                 | \$1,552 | \$1,951 | \$2,350 | \$2,750 | \$3,149 | \$3,548 | \$3,948 | \$4,347 | \$4,746 | \$5,146 | \$5,545 | \$5,944 |  |        |              |
| H     | \$1,166                                 | \$1,572 | \$1,978 | \$2,385 | \$2,791 | \$3,197 | \$3,605 | \$4,013 | \$4,422 | \$4,829 | \$5,238 | \$5,647 | \$6,054 | \$1.70   | \$1.95 | \$2.20       |
|       | \$1,183                                 | \$1,594 | \$2,004 | \$2,414 | \$2,825 | \$3,235 | \$3,645 | \$4,056 | \$4,465 | \$4,875 | \$5,286 | \$5,696 | \$6,106 |  |        |              |
| I     | \$1,198                                 | \$1,616 | \$2,034 | \$2,451 | \$2,869 | \$3,287 | \$3,706 | \$4,126 | \$4,546 | \$4,964 | \$5,385 | \$5,805 | \$6,223 | \$1.95   | \$2.20 | \$2.45       |
|       | \$1,217                                 | \$1,639 | \$2,060 | \$2,482 | \$2,904 | \$3,325 | \$3,747 | \$4,169 | \$4,590 | \$5,012 | \$5,434 | \$5,855 | \$6,277 |  |        |              |
| J     | \$1,231                                 | \$1,660 | \$2,089 | \$2,518 | \$2,947 | \$3,376 | \$3,806 | \$4,238 | \$4,669 | \$5,100 | \$5,531 | \$5,963 | \$6,393 | \$2.20   | \$2.45 | \$2.70       |
|       | \$1,250                                 | \$1,684 | \$2,116 | \$2,549 | \$2,983 | \$3,416 | \$3,849 | \$4,283 | \$4,715 | \$5,148 | \$5,582 | \$6,015 | \$6,448 |  |        |              |
| K     | \$1,266                                 | \$1,707 | \$2,148 | \$2,589 | \$3,030 | \$3,471 | \$3,913 | \$4,357 | \$4,800 | \$5,243 | \$5,686 | \$6,130 | \$6,572 | \$2.45   | \$2.70 | \$2.95       |
|       | \$1,285                                 | \$1,731 | \$2,176 | \$2,621 | \$3,067 | \$3,512 | \$3,956 | \$4,403 | \$4,847 | \$5,292 | \$5,739 | \$6,183 | \$6,628 |  |        |              |
| L     | \$1,300                                 | \$1,753 | \$2,206 | \$2,659 | \$3,112 | \$3,565 | \$4,020 | \$4,475 | \$4,931 | \$5,385 | \$5,841 | \$6,297 | \$6,751 | \$2.70   | \$2.95 | \$3.20       |
|       | \$1,320                                 | \$1,778 | \$2,235 | \$2,692 | \$3,150 | \$3,607 | \$4,064 | \$4,523 | \$4,980 | \$5,437 | \$5,895 | \$6,352 | \$6,809 |  |        |              |
| M     | \$1,336                                 | \$1,802 | \$2,268 | \$2,734 | \$3,199 | \$3,665 | \$4,132 | \$4,601 | \$5,069 | \$5,536 | \$6,005 | \$6,473 | \$6,940 | \$2.95   | \$3.20 | \$3.45       |
|       | \$1,357                                 | \$1,828 | \$2,298 | \$2,767 | \$3,238 | \$3,708 | \$4,178 | \$4,649 | \$5,119 | \$5,589 | \$6,060 | \$6,530 | \$6,999 |  |        |              |
| N     | \$1,373                                 | \$1,851 | \$2,330 | \$2,808 | \$3,286 | \$3,765 | \$4,245 | \$4,726 | \$5,207 | \$5,687 | \$6,168 | \$6,649 | \$7,129 | \$3.20   | \$3.45 | \$3.70       |
|       | \$1,394                                 | \$1,878 | \$2,360 | \$2,843 | \$3,327 | \$3,809 | \$4,292 | \$4,776 | \$5,258 | \$5,741 | \$6,225 | \$6,707 | \$7,190 |  |        |              |
| O     | \$1,411                                 | \$1,903 | \$2,395 | \$2,887 | \$3,379 | \$3,870 | \$4,364 | \$4,858 | \$5,353 | \$5,846 | \$6,341 | \$6,835 | \$7,329 | \$3.45   | \$3.70 | \$3.95       |
|       | \$1,433                                 | \$1,930 | \$2,426 | \$2,922 | \$3,420 | \$3,916 | \$4,412 | \$4,910 | \$5,406 | \$5,902 | \$6,399 | \$6,895 | \$7,391 |  |        |              |
| P     | \$1,450                                 | \$1,955 | \$2,460 | \$2,965 | \$3,471 | \$3,976 | \$4,482 | \$4,991 | \$5,499 | \$6,005 | \$6,513 | \$7,022 | \$7,528 | \$3.70   | \$3.95 | \$4.20       |
|       | \$1,472                                 | \$1,983 | \$2,492 | \$3,002 | \$3,513 | \$4,023 | \$4,532 | \$5,043 | \$5,553 | \$6,062 | \$6,574 | \$7,083 | \$7,593 |  |        |              |

| Monthly Income According to Family Size |    |                |                |                |                |                |                |                |                |                |                 |                 |                 | Unit Fee Based on<br>Number of Children<br>in Care |        |              |
|---|----|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|-----------------|-----------------|-----------------|--|--------|--------------|
| Level                                   | 1  | 2              | 3              | 4              | 5              | 6              | 7              | 8              | 9              | 10             | 11              | 12              | 13+             | 1  | 2      | 3 or<br>more |
| 3                                       | Q  | <u>\$1,490</u> | <u>\$2,010</u> | <u>\$2,529</u> | <u>\$3,048</u> | <u>\$3,568</u> | <u>\$4,087</u> | <u>\$4,608</u> | <u>\$5,130</u> | <u>\$6,173</u> | <u>\$6,696</u>  | <u>\$7,218</u>  | <u>\$7,739</u>  | \$3.95   | \$4.20 | \$4.45       |
|   |    | <u>\$1,513</u> | <u>\$2,038</u> | <u>\$2,562</u> | <u>\$3,086</u> | <u>\$3,611</u> | <u>\$4,135</u> | <u>\$4,659</u> | <u>\$5,184</u> | <u>\$6,232</u> | <u>\$6,758</u>  | <u>\$7,281</u>  | <u>\$7,805</u>  |  |        |              |
|   | R  | <u>\$1,531</u> | <u>\$2,064</u> | <u>\$2,598</u> | <u>\$3,131</u> | <u>\$3,665</u> | <u>\$4,198</u> | <u>\$4,733</u> | <u>\$5,270</u> | <u>\$5,807</u> | <u>\$6,342</u>  | <u>\$6,878</u>  | <u>\$7,415</u>  | \$4.20   | \$4.45 | \$4.70       |
|   |    | <u>\$1,554</u> | <u>\$2,094</u> | <u>\$2,632</u> | <u>\$3,170</u> | <u>\$3,710</u> | <u>\$4,248</u> | <u>\$4,786</u> | <u>\$5,326</u> | <u>\$5,864</u> | <u>\$6,402</u>  | <u>\$6,942</u>  | <u>\$7,480</u>  |  |        |              |
|   | S  | <u>\$1,574</u> | <u>\$2,122</u> | <u>\$2,671</u> | <u>\$3,219</u> | <u>\$3,767</u> | <u>\$4,316</u> | <u>\$4,866</u> | <u>\$5,418</u> | <u>\$5,969</u> | <u>\$6,519</u>  | <u>\$7,071</u>  | <u>\$7,622</u>  | \$4.45   | \$4.70 | \$4.95       |
|   |    | <u>\$1,598</u> | <u>\$2,152</u> | <u>\$2,706</u> | <u>\$3,259</u> | <u>\$3,814</u> | <u>\$4,367</u> | <u>\$4,920</u> | <u>\$5,475</u> | <u>\$6,028</u> | <u>\$6,581</u>  | <u>\$7,136</u>  | <u>\$7,689</u>  |  |        |              |
|   | T  | <u>\$1,617</u> | <u>\$2,180</u> | <u>\$2,743</u> | <u>\$3,307</u> | <u>\$3,870</u> | <u>\$4,433</u> | <u>\$4,998</u> | <u>\$5,565</u> | <u>\$6,132</u> | <u>\$6,697</u>  | <u>\$7,263</u>  | <u>\$7,830</u>  | \$4.70   | \$4.95 | \$5.20       |
|   |    | <u>\$1,641</u> | <u>\$2,211</u> | <u>\$2,779</u> | <u>\$3,348</u> | <u>\$3,917</u> | <u>\$4,486</u> | <u>\$5,054</u> | <u>\$5,624</u> | <u>\$6,192</u> | <u>\$6,760</u>  | <u>\$7,330</u>  | <u>\$7,899</u>  |  |        |              |
|   | U  | <u>\$1,662</u> | <u>\$2,241</u> | <u>\$2,820</u> | <u>\$3,399</u> | <u>\$3,978</u> | <u>\$4,558</u> | <u>\$5,138</u> | <u>\$5,721</u> | <u>\$6,303</u> | <u>\$6,884</u>  | <u>\$7,467</u>  | <u>\$8,049</u>  | \$4.95   | \$5.20 | \$5.45       |
|   |    | <u>\$1,687</u> | <u>\$2,273</u> | <u>\$2,857</u> | <u>\$3,441</u> | <u>\$4,027</u> | <u>\$4,611</u> | <u>\$5,196</u> | <u>\$5,781</u> | <u>\$6,366</u> | <u>\$6,950</u>  | <u>\$7,536</u>  | <u>\$8,120</u>  |  |        |              |
|   | V  | <u>\$1,707</u> | <u>\$2,302</u> | <u>\$2,897</u> | <u>\$3,492</u> | <u>\$4,087</u> | <u>\$4,682</u> | <u>\$5,278</u> | <u>\$5,877</u> | <u>\$6,475</u> | <u>\$7,072</u>  | <u>\$7,670</u>  | <u>\$8,269</u>  | \$5.20   | \$5.45 | \$5.70       |
|   |    | <u>\$1,733</u> | <u>\$2,335</u> | <u>\$2,935</u> | <u>\$3,535</u> | <u>\$4,137</u> | <u>\$4,737</u> | <u>\$5,337</u> | <u>\$5,939</u> | <u>\$6,539</u> | <u>\$7,139</u>  | <u>\$7,741</u>  | <u>\$8,341</u>  |  |        |              |
|   | W  | <u>\$1,755</u> | <u>\$2,367</u> | <u>\$2,978</u> | <u>\$3,590</u> | <u>\$4,201</u> | <u>\$4,813</u> | <u>\$5,426</u> | <u>\$6,041</u> | <u>\$6,656</u> | <u>\$7,270</u>  | <u>\$7,885</u>  | <u>\$8,500</u>  | \$5.45   | \$5.70 | \$5.95       |
|   |    | <u>\$1,782</u> | <u>\$2,400</u> | <u>\$3,017</u> | <u>\$3,634</u> | <u>\$4,253</u> | <u>\$4,870</u> | <u>\$5,486</u> | <u>\$6,105</u> | <u>\$6,722</u> | <u>\$7,339</u>  | <u>\$7,958</u>  | <u>\$8,574</u>  |  |        |              |
|   | X  | <u>\$1,803</u> | <u>\$2,431</u> | <u>\$3,059</u> | <u>\$3,687</u> | <u>\$4,316</u> | <u>\$4,944</u> | <u>\$5,574</u> | <u>\$6,206</u> | <u>\$6,838</u> | <u>\$7,468</u>  | <u>\$8,100</u>  | <u>\$8,732</u>  | \$5.70   | \$5.95 | \$6.20       |
|   |    | <u>\$1,830</u> | <u>\$2,466</u> | <u>\$3,099</u> | <u>\$3,733</u> | <u>\$4,369</u> | <u>\$5,002</u> | <u>\$5,636</u> | <u>\$6,271</u> | <u>\$6,905</u> | <u>\$7,539</u>  | <u>\$8,174</u>  | <u>\$8,808</u>  |  |        |              |
|   | Y  | <u>\$1,853</u> | <u>\$2,499</u> | <u>\$3,145</u> | <u>\$3,791</u> | <u>\$4,437</u> | <u>\$5,082</u> | <u>\$5,730</u> | <u>\$6,380</u> | <u>\$7,029</u> | <u>\$7,677</u>  | <u>\$8,326</u>  | <u>\$8,976</u>  | \$5.95   | \$6.20 | \$6.45       |
|   |    | <u>\$1,881</u> | <u>\$2,535</u> | <u>\$3,186</u> | <u>\$3,838</u> | <u>\$4,491</u> | <u>\$5,142</u> | <u>\$5,794</u> | <u>\$6,447</u> | <u>\$7,098</u> | <u>\$7,750</u>  | <u>\$8,403</u>  | <u>\$9,055</u>  |  |        |              |
|   | Z  | <u>\$1,904</u> | <u>\$2,567</u> | <u>\$3,231</u> | <u>\$3,894</u> | <u>\$4,557</u> | <u>\$5,221</u> | <u>\$5,886</u> | <u>\$6,553</u> | <u>\$7,221</u> | <u>\$7,886</u>  | <u>\$8,553</u>  | <u>\$9,221</u>  | \$6.20   | \$6.45 | \$6.70       |
|   |    | <u>\$1,933</u> | <u>\$2,604</u> | <u>\$3,273</u> | <u>\$3,942</u> | <u>\$4,613</u> | <u>\$5,282</u> | <u>\$5,952</u> | <u>\$6,623</u> | <u>\$7,292</u> | <u>\$7,961</u>  | <u>\$8,632</u>  | <u>\$9,301</u>  |  |        |              |
|   | AA | <u>\$1,957</u> | <u>\$2,639</u> | <u>\$3,321</u> | <u>\$4,003</u> | <u>\$4,685</u> | <u>\$5,367</u> | <u>\$6,051</u> | <u>\$6,737</u> | <u>\$7,423</u> | <u>\$8,107</u>  | <u>\$8,793</u>  | <u>\$9,479</u>  | \$6.45   | \$6.70 | \$6.95       |
|   |    | <u>\$1,987</u> | <u>\$2,677</u> | <u>\$3,364</u> | <u>\$4,052</u> | <u>\$4,742</u> | <u>\$5,430</u> | <u>\$6,118</u> | <u>\$6,808</u> | <u>\$7,496</u> | <u>\$8,184</u>  | <u>\$8,874</u>  | <u>\$9,562</u>  |  |        |              |
|   | BB | <u>\$3,000</u> | <u>\$4,000</u> | <u>\$5,000</u> | <u>\$6,000</u> | <u>\$7,000</u> | <u>\$8,000</u> | <u>\$8,000</u> | <u>\$8,000</u> | <u>\$8,000</u> | <u>\$8,500</u>  | <u>\$9,000</u>  | <u>\$10,000</u> | \$6.70   | \$6.95 | \$7.20       |
|   |    | <u>\$4,000</u> | <u>\$5,000</u> | <u>\$6,000</u> | <u>\$7,000</u> | <u>\$8,000</u> | <u>\$9,000</u> | <u>\$9,000</u> | <u>\$9,000</u> | <u>\$9,500</u> | <u>\$10,000</u> | <u>\$10,500</u> | <u>\$11,500</u> |  |        |              |

ITEM 5. Amend paragraph **170.5(1)“h”** as follows:

*h.* The provider is found to have more children in care at one time than allowed for the provider type as found at rule ~~441—110.4(237A)~~ 441—110.6(237A) and 441—subrules ~~110.8(1)~~ 110.13(1), ~~110.9(1)~~ 110.14(1), ~~110.10(1)~~ 110.15(1), 120.6(1) and 170.4(3).